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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8
9 United States of America,
10 Plaintiff,
11 v.
12 Malachi Smith,
13 Defendant.

Case No. 2:20-CR-00087-JAD-DJA
ORDER to Advance
Evidentiary Hearing

14 The parties jointly request that this Court vacate the July 1, 2021, evidentiary hearing
15 and advance it to either June 21, 2021 or any date between June 23, 2021 through June 30,
16 2021 because:

- 17 1. Defense counsel will be out of the district from July 1, 2021 to July 9, 2021.
18 2. The parties wish to advance the evidentiary hearing in order to allow ample
19 time for the Court to adjudicate the motion to suppress.
20 3. Mr. Smith is not in custody and wishes to advance his evidentiary hearing.

21 DATED: May 26, 2021

22 Rene L. Valladares
23 Federal Public Defender

24 */s/ Andrew Wong*

By _____

25 Andrew Wong
26 Assistant Federal Public Defender

Christopher Chiou
Acting United States Attorney

/s/ Stephanie N. Ihler

By _____

Stephanie N. Ihler
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 United States of America,
5 Plaintiff,
6 v.
7 Malachi Smith,
8 Defendant.

Case No. 2:20-CR-00087-JAD-DJA

**Order Granting First Stipulation to
Advance Evidentiary Hearing**

9 Based on the stipulation of counsel, the Court finds that good cause exists to advance
10 the evidentiary hearing.

11 IT IS THEREFORE ORDERED that the evidentiary hearing currently scheduled for
12 July 1, 2021, at 9:00 a.m., is vacated and advanced to June 28, 2021, at 9:00 a.m.

13 DATED: May ²⁷____, 2021.



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16 DANIEL J. ALBREGTS
17 UNITED STATES MAGISTRATE JUDGE
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